

## § 291.1

### Subpart D—Exemptions for Cargo Operations in Interstate Air Transportation

- 291.30 General.  
291.31 Exemptions from the Statute.

### Subpart E—Reporting Rules

- 291.40 [Reserved]  
291.41 Financial and statistical reporting—general.  
291.42 Section 41103 financial and statistical reporting.

### Subpart F—Enforcement

- 291.50 Enforcement.

AUTHORITY: 49 U.S.C. Chapters 401, 411, 415, 417.

SOURCE: ER-1080, 43 FR 53635, Nov. 16, 1978, unless otherwise noted.

### Subpart A—General

#### § 291.1 Applicability.

This part applies to cargo operations in interstate air transportation by air carriers certificated under section 41102 or 41103 of the Statute. It also applies to applicants for an all-cargo air transportation certificate under section 41103 of the Statute.

[60 FR 43525, Aug. 22, 1995]

#### § 291.2 Definitions.

*All-cargo air transportation* means the transportation by aircraft in interstate air transportation of only property or only mail, or both.

*Interstate air transportation* means the transportation of passengers or property by aircraft as a common carrier for compensation, or the transportation of mail by aircraft—

(1) Between a place in—

(i) A State, territory, or possession of the United States and a place in the District of Columbia or another State, territory, or possession of the United States;

(ii) Hawaii and another place in Hawaii through the airspace over a place outside Hawaii;

(iii) The District of Columbia and another place in the District of Columbia; or

(iv) A territory or possession of the United States and another place in the same territory or possession; and

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(2) When any part of the transportation is by aircraft.

*Section 41102 carrier* means an air carrier certificated under section 41102 of the Statute to transport persons, property and mail or property and mail only.

*Section 41103 carrier* means an air carrier holding a certificate issued under section 41103 of the Statute to provide all-cargo air transportation.

[60 FR 43525, Aug. 22, 1995]

### Subpart B—All-Cargo Air Transportation Certificates

#### § 291.10 Applications.

Applications for all-cargo air service certificates shall comply with the provisions of part 201 and subpart B of part 302 of this chapter with regard to filing procedures, and with the provisions of part 204 of this chapter with regard to evidentiary requirements.

(Approved by the Office of Management and Budget under control number 2106-0023)

[Docket No. 47582, 57 FR 38770, Aug. 27, 1992, as amended at 65 FR 6456, Feb. 9, 2000]

### Subpart C—General Rules for All-Cargo Air Transportation

#### § 291.20 Applicability.

The rules in this subpart apply to cargo operations in interstate air transportation performed by air carriers certificated under sections 41102 or 41103 of the Statute. Section 41103 carriers that operate passenger-only or combination aircraft under section 41102, part 298 of this chapter, or other Department authority, must comply with the rules in this subpart in connection with cargo operations in interstate air transportation, whether provided on all-cargo or combination aircraft, operated pursuant to this authority or otherwise. In case a carrier may operate a particular flight under either a section 41102 certificate or a section 41103 certificate, the flight is presumed to be operated under the carrier's section 41103 authority.

[60 FR 43526, Aug. 22, 1995]